

**SHB 1096 - H AMD 310**

By Representative Goodman

**NOT CONSIDERED**

1 On page 12, line 22, after "firearm" insert ", except that a  
2 juvenile is eligible for a deferred disposition if he or she is  
3 charged with unlawful possession of a firearm in the second degree  
4 under RCW 9.41.040(2)(a)(iii) and it is the juvenile's first offense"

5  
6 On page 12, line 25, after "adjudication" insert ", or has  
7 previously received the firearm disposition alternative under RCW  
8 13.40.0357"

9  
10 On page 16, line 23, after "(4)" insert "If a respondent with no  
11 prior criminal history and no prior deferred disposition or deferred  
12 adjudication is before the court for a first offense of unlawful  
13 possession of a firearm in violation of RCW 9.41.040(2)(a)(iii) and  
14 the court finds that a disposition under this section would effectuate  
15 a manifest injustice, the court may impose another disposition.

16 (5)"

17  
18 Renumber the remaining subsections consecutively and correct any  
19 internal references accordingly.

20

EFFECT:

- Specifies that a deferred disposition on a charge of unlawful possession of a firearm based solely on minor age is available only if the juvenile has no prior offenses.
- Disqualifies juveniles who have previously received a firearm disposition alternative from receiving a deferred disposition.
- Restates that a judge may impose a sentence outside the standard range for a juvenile who has no prior criminal history and is charged with unlawful possession of a firearm based solely on minor age.

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